

"Bone and Muscle Treatment for Arthritis \* \* \* once or twice a week will keep you free from the pain and crippling progress of this terrible disease. \* \* \* Instant relief from bruised fingers \* \* \* Sprained ankle, wrists or thumbs, stiff neck, sore muscles \* \* \* Pain is gone instantly and swelling if any gone in the morning. \* \* \* In cuts and bruises if applied at once. There is no chance for infection. Pain gone immediately with no bad after effects. When applied to a boil affords instant relief from pain \* \* \* For soft corns, callouses, bunions \* \* \* swollen \* \* \* feet \* \* \* this is the best treatment in the world for arthritis \* \* \* will take the pain out of a boil and absorb it in six to eight days \* \* \*."

NATURE OF CHARGE: Misbranding, Section 502 (a), the statements in the labeling describing the product were false and misleading, since the product would not be effective in the treatment of the conditions, diseases, and symptoms stated and implied.

DISPOSITION: June 24, 1948. Default decree of condemnation and destruction.

**2539. Misbranding of Sulpho-Saline Concentrate. U. S. v. 54 Bottles \* \* \*. (F. D. C. No. 24646. Sample No. 21192-K.)**

**LIBEL FILED:** On or about June 1, 1948, District of Kansas.

**ALLEGED SHIPMENT:** On or about March 17, 1948, by the Mineral Water System of Excelsior Springs, from Excelsior Springs, Mo.

**PRODUCT:** 54 1-quart bottles of *Sulpho-Saline Concentrate* at Topeka, Kans. Examination showed that the product consisted essentially of a solution of salt, with small proportions of magnesium and calcium compounds.

**LABEL, IN PART:** "Excelsior Springs Mineral Water Sulpho-Saline Concentrate."

NATURE OF CHARGE: Misbranding, Section 502 (a), the following label statements were false and misleading, since the article was not a laxative when used in the recommended dosage, would not accomplish the benefits promised, and would not result in regular habits: "For Constipation A Natural Laxative \* \* \* Recommended For—Constipation; helpful, dependable in the relief of loss of appetite, sick headache, bad breath, biliousness, acid indigestion, restlessness, sluggishness when caused by or associated with intestinal disturbances. Ideal Remedy—invites whole system to respond in renewed vigor and vitality \* \* \* Directions. Follow These Simple Rules for Quick Relief. Dosage (Adults) Mix with regular water, take hot or cold. Use one tablespoonful in glass of ordinary drinking water for proper use. Two glasses, preferably hot, in morning before breakfast. Three glasses in obstinate cases of constipation. Dosage (children) Half the adult dosage is usually effective \* \* \* Take at first signs of faulty or irregular elimination; continue until regular habits again result \* \* \*."

DISPOSITION: June 11, 1948. The sole intervener having consented to the entry of a decree, judgment of forfeiture was entered and the product was ordered destroyed.

**2540. Misbranding of Yuth. U. S. v. 58 Dozen Cartons \* \* \*. (F. D. C. No. 24763. Sample No. 3842-K.)**

**LIBEL FILED:** May 6, 1948, District of Maryland.

**ALLEGED SHIPMENT:** On or about January 27 and 29 and March 6, 1948, by Jessop Products, Inc., from New York, N. Y.

**PRODUCT:** 58 dozen cartons each containing 1 8-ounce bottle of *Yuth* and a circular entitled "Yuth Toiletries" and another entitled "The Story of Yuth" at Baltimore, Md. Examination showed that the product consisted of lead acetate, sulfur, pilocarpine, cantharides, glycerin, water, and perfume.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the labeling of the article were false and misleading, since they represented and suggested that the article was effective to cure dandruff, seborrhea, itching scalp, falling hair, eczema, and other scalp disorders, whereas, the article was not effective for such purposes.

Further misbranding, Section 502 (e), the label of the article failed to bear the common or usual name of the active ingredients, since the statement of ingredients did not include pilocarpine, which was one of the ingredients of the article.

The article was alleged also to be misbranded under the provisions of the law applicable to cosmetics, as reported in notices of judgment on cosmetics. DISPOSITION: June 21, 1948. Default decree of condemnation and destruction.

**2541. Misbranding of Valens Ano-Perineal Support, ointment, and suppositories. U. S. v. (Dr.) George Starr White. Plea of nolo contendere. Defendant placed on probation for 4 years. (F. D. C. No. 15496. Sample No. 50318-F.)**

INFORMATION FILED: April 24, 1945, Southern District of California, against (Dr.) George Starr White, Los Angeles, Calif.

ALLEGED SHIPMENT: On or about January 4, 1944, from the State of California into the State of Pennsylvania. Shipped with the drugs and device was a circular entitled "Directions for the use of Valens Ano-Perineal Support" and a booklet entitled "Points in Anatomy Physiology Hygiene."

PRODUCT: The *Valens Ano-Perineal Support* consisted of a hard, smooth ellipsoid suspended on a braided cord, with a belt to be worn about the waist. The braided cord was designed to be attached to the belt, so that the ellipsoid would be held in place. Its purpose was to support the anal region. The *ointment* consisted essentially of zinc oxide, small proportions of a bismuth compound, a sulfide, and volatile oils, in an oily base. The suppositories consisted essentially of extracts of plant drugs in a cocoa butter base.

NATURE OF CHARGE: *Valens Ano-Perineal Support*. Misbranding, Section 502 (a), certain statements in the circular and booklet were false and misleading. These statements represented and suggested that the device, when used alone or in conjunction with the *ointment* and *suppositories*, would be efficacious in the treatment and prevention of piles or itching anus, in preventing congestion in the lowest-down part of the pelvis or the ano-perineal region, in the treatment and prevention of fistulas and the form of neuritis known as "sciatica," in the treatment and prevention of severe headaches, stomach sickness, "all-gone feeling," bloating after meals or "at any time," dizziness, forgetfulness, lack of power to concentrate, itching of the skin on any part of the body, itching of the pelvic parts, itching about the anus, itching about the sexual organs, fear, melancholia, weariness after the slightest exertion, shooting pains through the abdomen as well as through the pelvis, pains in the knees and general feeling of fatigue, and the similar conditions indicated by the expression etc.; that the device, when used alone or in conjunction with the *ointment* and *suppositories*, would be efficacious in the cure, mitigation, treatment, and prevention of bleeding hemorrhoids (piles), protruding piles, blind piles (piles within the rectum), external piles, little cracks or fissures about the anus, itching about the anus or genitals, irritability about the anus or external genitals, constipation with a "dry stool," constipation with a mucous stool, partial paralysis of the lower bowel, irritability of the urinary bladder, irritability in the urethra with a "burning sensation" when urinating, frequent desire to urinate, "never-get-thru" feeling after bowel movement or after urination, "crawling sensation" about the anus, buttocks, or external genitals, pains in the pelvic nerves, especially the sciatic nerve, pains in the knees and calves of the legs, "cold sensation" in the lower limbs, especially in the feet, varicose veins in the lower limbs, sexual weakness and general feeling of being "all tired out," "crotch pains" that seem to be "deep down in the bones," and prostatic trouble in males and female troubles in women; that the device would exert a helpful and natural influence on the entire alimentary tract; that it would be an effective treatment for all troubles in the pelvis or in the sexual organs; and that tobacco smoking and nicotine are largely responsible for piles. The device, when used alone or in conjunction with the *ointment* and *suppositories*, would not be efficacious for the purposes represented and suggested; furthermore, tobacco smoking and nicotine are not largely responsible for piles.

*Ointment and suppositories*. Misbranding, Section 502 (b) (1), the products were in package form and failed to bear labels containing the name and place of business of the manufacturer, packer, or distributor; Section 502 (b) (2), the products failed to bear an accurate statement of the quantity of the contents, since the containers bore no labels containing a statement of a quantity of the contents; and, Section 502 (e), the products were not designated solely by names recognized in an official compendium and were fabricated from two or more ingredients, and they failed to bear a label containing the common or usual name of each active ingredient.